

9-18-cv

CPA / 1646 / \$

**BAKER BOTTS LLP****RECEIVED**

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CPA Trans.  
PATENT

**CONTINUED PROSECUTION  
APPLICATION (CPA)  
REQUEST TRANSMITTAL**  
*(Only for Continuation or Divisional  
applications under 37 CFR 1.53(d))*

TECH CENTER 1600/2800

Attorney Docket No. 31920-PCT-USA 072900.0107First Named Inventor Tarro et al.Express Mail Label No. EK839857604USTotal Pages 6

September 15, 2000

**BY EXPRESS MAIL**

Assistant Commissioner for Patents  
Box CPA  
Washington, DC 20231

Sir:

This is a request for the filing of a  
☒ Continuation or ☐ Divisional application under 37 CFR 1.53(d),  
(continued prosecution application (CPA) of prior application Serial No. 09/125,122  
filed on January 4, 1999, entitled PHARMACEUTICAL COMPOSITIONS  
COMPRISING NATURAL HUMAN ALPHA-INTERFERON

The term for response or taking action in the prior application expires on .

☒ An extension of time for response in the prior application is:  
☒ filed concurrently herewith.  
☐ has been filed on .

☐ Enter the unentered amendment previously filed on \_\_\_\_\_  
under 37 CFR 1.116 in the prior nonprovisional application.

☒ A preliminary amendment is enclosed.

☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).

☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.

Attorney Docket No. \_

Information Disclosure Statement (IDS) is enclosed.

- ☐ PTO-1449  
☐ Copies of IDS Citations

Small entity status:

- ☐ A small entity statement is enclosed.  
☒ A small entity statement was filed in the prior nonprovisional application and such status is still and proper desired.  
☐ is no longer claimed.

The filing fee has been calculated as shown based on claims as amended in the Preliminary Amendment:

FOR	(Col. 1) No. Filed	(Col. 2)* No. Extra	Small Entity Rate	Fee	OR	Other Than A Small Entity Rate	Fee
Basic Fee				\$345			\$690
Total Claims	-20-		x \$9=	\$		x \$18 =	\$
Ind. Claims	-3 -		x \$39 =	\$		x \$78 =	\$
Multiple Dependent Claim			+ \$130 =	\$		+\$260=	\$
			Total	\$345			\$

\* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

Calculation of extension fee (37 CFR 1.17(1)-(5)):

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 380.00	\$ 190.00
<input checked="" type="checkbox"/>	three months	\$ 870.00	\$ 435.00
<input type="checkbox"/>	four months	\$ 1,360.00	\$ 680.00
<input type="checkbox"/>	five months	\$ 1,850.00	\$ 925.00

Fee \$435.00

☒ If an additional extension of time is required, please consider this a petition therefor.  
(check and complete the next item, if applicable)

☐ An extension for months has already been secured and the fee paid therefor of \$ is  
deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_

Attorney Docket No. \_\_\_\_\_

Fee Payment Being Made:

☒ Enclosed

☒ Basic filing fee \$ 345.00

Extension of Time Fee \$435.00

Total Fees Enclosed \$780.00

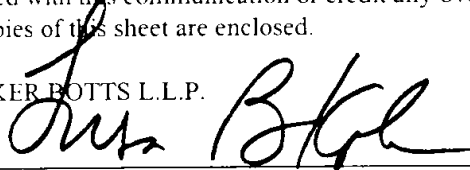
☒ A check in the amount of \$780.00 is enclosed.

☐ Other \_\_\_\_\_

☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16, 1.17, and 1.21(h) associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

BAKER BOTTS L.L.P.

By

  
\_\_\_\_\_  
Ronald B. Hildreth  
PTO Registration No. 19,498

Lisa B. Kole  
PTO Registration No. 35,225

Attorneys for Applicants  
(212) 408-2500

Enclosures